

NOTICE OF FILING AND PUBLIC HEARING

D.T.E. 03-57

June 23, 2003

Petition of NSTAR Gas Company, pursuant to G.L. c. 164, § 94A, for approval of a firm storage service agreement and a firm storage transportation agreement with the National Fuel Gas Supply Corporation.

On May 16, 2003, NSTAR Gas Company ("NSTAR Gas") filed with the Department of Telecommunications and Energy ("Department") a firm storage service agreement ("FSS Agreement") and a firm transportation service agreement ("FST Agreement") between NSTAR Gas and National Fuel Gas Supply Corporation ("National Fuel"). The FSS and FST Agreements state that National Fuel will provide firm storage service to NSTAR Gas up to a Maximum Storage Quantity of 350,000 Dekatherms per year, and firm transportation service to NSTAR's citygates. The FSS and FST Agreements are both for one year terms beginning April 1, 2003, with the option to continue service thereafter under certain specified conditions. The contract terms cover a period in excess of one year, and are therefore subject to the Department's jurisdiction under G.L. c. 164, § 94A. This case has been docketed as D.T.E. 03-57.

The Department will conduct a public hearing to receive comments on NSTAR Gas' filing. The hearing will take place on Friday, July 18, 2003, at 10:00 a.m. at the Department's offices, One South Station - 2nd Floor, Boston, Massachusetts 02110. A procedural conference will take place immediately following the public hearing. Any person who desires to comment may do so at the time and place noted above or submit written comments to the Department not later than the close of business (5:00 p.m.) on Thursday, July 17, 2003.

Any person who desires to participate in the evidentiary phase of this proceeding must file a written petition for leave to intervene with the Department not later than the close of business on Thursday, July 10, 2003. A petition for leave to intervene must satisfy the timing and substantive requirements of 220 C.M.R. § 1.03. Receipt by the Department, not mailing, constitutes filing and determines whether a petition has been timely filed. A petition filed late may be disallowed as untimely, unless good cause is shown for waiver under

220 C.M.R. § 1.01(4). To be allowed, a petition under 220 C.M.R. § 1.03(1) must satisfy the standing requirements of G.L. c. 30A, § 10.

An original and three (3) copies of all written comments or petitions to intervene must be filed with Mary L. Cottrell, Secretary, Department of Telecommunications and Energy - One South Station - 2nd Floor, Boston, Massachusetts 02110 not later than the close of business on the dates noted above. One copy of all written comments or petitions to intervene should also be sent to NSTAR Gas Company's attorney, Cheryl M. Kimball, Esq./John K. Habib, Esq., Keegan, Werlin, & Pabian, LLP, 21 Custom House Street, Boston, Massachusetts 02110-3525.

All written comments or petitions to intervene also should be submitted to the Department in electronic format using one of the following methods: (1) by e-mail attachment to dte.efiling@state.ma.us and julie.westwater@state.ma.us; or (2) on a 3.5" disk, IBM-compatible format. The text of the e-mail or the disk label must specify: (1) the docket number of the proceeding (D.T.E. 03-57), (2) name of the person or company submitting the filing, and (3) a brief descriptive title of the document (e.g., comments). The electronic filing should also include the name, title and phone number of a person to contact in the event of questions about the filing. Text responses should be written in either Word Perfect (naming the document with a ".wpd" suffix), in Microsoft Word, (naming the document with a ".doc" suffix) or as an Adobe PDF file (naming the document with a ".pdf" suffix). Data or spreadsheet responses should be compatible with Microsoft Excel. Documents submitted in electronic format will be posted on the Department's Website, <http://www.mass.gov/dpu>.

A copy of NSTAR Gas Company's filing may be inspected at the Department's offices during normal business hours (Monday through Friday, 9:00 a.m. to 5:00 p.m.). Copies are also on file for public viewing at the offices of NSTAR Gas Company, 800 Boylston Street, Boston, Massachusetts, 01581-5039. Any person desiring further information regarding NSTAR Gas Company's filing should contact Cheryl M. Kimball, Esq./John K. Habib, Esq., counsel for NSTAR Gas Company at (617) 951-1400.

ORDER OF NOTICE

D.T.E. 03-57

June 23, 2003

Petition of NSTAR Gas Company, pursuant to G.L. c. 164, § 94A, for approval of a firm storage service agreement and a firm storage transportation agreement with the National Fuel Gas Supply Corporation.

NSTAR Gas Company shall, no later than fourteen (14) days prior to July 18, 2003, give notice of said hearing by publication hereof in the Boston Globe or Boston Herald, the Worcester Gazette, the New Bedford Standard Times, and the Metro West Daily News (Framingham). NSTAR Gas Company is required to make return of service and proof of publication at the time of the hearing.

By Order of the Department,

Mary L. Cottrell, Secretary